

Senate File 340 - Enrolled

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SENATE FILE 340

AN ACT

RELATING TO THE CONSIDERATION OF INHERITED OR GIFTED PROPERTY
IN DISSOLUTION=OF=MARRIAGE PROPERTY DIVISION PROCEEDINGS AND
INCLUDING AN EFFECTIVE DATE AND AN APPLICABILITY PROVISION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 598.21, subsection 5, unnumbered
paragraph 1, Code 2007, is amended to read as follows:

The court shall divide all property, except inherited
property or gifts received or expected by one party, equitably
between the parties after considering all of the following:

Sec. 2. Section 598.21, subsection 5, paragraph i, Code
2007, is amended to read as follows:

i. Other economic circumstances of each party, including
pension benefits, vested or unvested, ~~and future interests.~~

Future interests may be considered, but expectancies or

interests arising from inherited or gifted property created

under a will or other instrument under which the trustee,

trustor, trust protector, or owner has the power to remove the

party in question as a beneficiary, shall not be considered.

Sec. 3. EFFECTIVE DATE == APPLICABILITY. This Act, being
deemed of immediate importance, takes effect upon enactment
and applies to all dissolutions granted on or after the
effective date of this Act.

JOHN P. KIBBIE
President of the Senate

PATRICK J. MURPHY
Speaker of the House

I hereby certify that this bill originated in the Senate and
is known as Senate File 340, Eighty=second General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved _____, 2007

CHESTER J. CULVER
Governor